

Message Text

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ORIGIN EB-11

INFO OCT-01 ARA-16 CAB-09 CIAE-00 COME-00 DODE-00 DOTE-00

INR-10 NSAE-00 RSC-01 FAA-00 ISO-00 L-03 /051 R

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FM SECSTATE WASHDC

TO AMEMBASSY BUENOS AIRES

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E.O. 11652: N/A

TAGS: ETRN, AR

SUBJECT: CIVAIR: AEROLINEAS ARGENTINAS CHARTER FLIGHTS TO
HOUSTON

REF: BUENOS AIRES 2658

1. CAB APPROVED FIVE CARGO CHARTER FLIGHTS HOUSTON -
BUENOS AIRES FOR AEROLINEAS ARGENTINAS (AA) IN MARCH,
RECENTLY ALSO APPROVED SECOND APPLICATION AUTHORIZING
ADDITIONAL 15 FLIGHTS SOMETIME BETWEEN APRIL 8 AND 25
HOUSTON - BUENOS AIRES, CARGO ONLY.

2. UNDER TERMS ITS FOREIGN AIR CARRIER PERMIT (FACP), AA
HAS RIGHT TO OPERATE PASSENGER, CARGO OR MIXED FLIGHTS
ARGENTINA - LIMA - MIAMI, ARGENTINA - LIMA - MEXICO CITY -
LOS ANGELES, OR DIRECT ARGENTINA - MIAMI OR ARGENTINA -
LOS ANGELES, SINCE THESE (ROUTES 2 AND 3) ARE SPECIFIED IN
PERMIT. THEY COULD NOT, HOWEVER, CARRY PASSENGERS OR
CARGO ARGENTINA - LIMA - MEXICO CITY - MIAMI UNDER TERMS
FACP, SINCE "ROUTE MIXING" NOT ALLOWED.

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3. CHARTER AUTHORIZATION CLEARLY IS CARGO-ONLY ONE-WAY

SOUTHBOUND. THUS AA WOULD BE IN VIOLATION THIS
AUTHORIZATION IF AIRPLANE ARRIVES IN HOUSTON WITH
PASSENGERS OR CARGO ABOARD FROM ANY POINT, AND COULD BE

SUBJECT TO CIVIL PENALTIES IMPOSED BY CAB. AA MAY
PROVIDE AIRCRAFT AT HOUSTON EITHER BY PULLING THEM OFF
REGULAR SERVICE AND "DEADHEADING" TO HOUSTON FROM
AUTHORIZED US TERMINAL POINT OR BY SENDING EMPTY PLANE
UP SPECIALLY FROM ARGENTINA. IN FORMER CASE, CANCELLATION
OF REGULARLY SCHEDULED SOUTHBOUND FLIGHTS WOULD BE OF NO
CONCERN TO CAB. IN LATTER CASE FACT THAT SPECIALLY-
DISPATCHED AIRCRAFT MIGHT CARRY CARGO BETWEEN ARGENTINA
AND NON-US INTERMEDIATE POINTS, OVER ANY ROUTE, ALSO WOULD
NOT BE IN VIOLATION FACP OR CHARTER AUTHORIZATION.

4. WHILE ABOVE ALTERNATIVES ARE AVAILABLE TO AA, CARGO
OR PASSENGER OPERATIONS LIMA - HOUSTON, MEXICO - MIAMI,
MEXICO - HOUSTON OR MIAMI - HOUSTON WOULD NOT BE ALLOWED.
WE ASSUME AA OFFICIALS AWARE THESE POINTS BUT, IF
EMBASSY BELIEVES OTHERWISE AND CAN FIND APPROPRIATE
OPPORTUNITY DO SO IN LOW KEY, EMBASSY MAY WISH BRING
THIS BACKGROUND TO ATTENTION AA OFFICIALS. KISSINGER

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